



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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JOSEPH SAIN,

Petitioner,

15 **CIVIL** 5315 (CS)(AEK)

-against-

JUDGMENT

MICHAEL CAPRA,

Respondent.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated January 24, 2022, the R&R is adopted as the decision of the Court. The Petition is denied. As the Petition makes no substantial showing of a denial of a constitutional right, a certificate of appealability will not issue. 28 U.S.C. § 2253(c)(2); accordingly, the case is closed.

Dated: New York, New York
January 24, 2022

RUBY J. KRAJICK

Clerk of Court

BY:



Deputy Clerk